

10/564051

PATENTS

Attorney Docket No. KPB-002.01

IA26 REC'D PTO 09 JAN 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
Suga et al.	)	
	)	Art Unit: Not yet assigned
Application No:	)	
Not yet assigned	)	Confirmation No.: Not yet
	)	assigned
Filed:	)	
January 10, 2006	)	
	)	
For:	)	Examiner: Not yet assigned
PACEMAKER SYSTEM FOR	)	
TREATING SLEEP APNEA	)	
SYNDROME	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT**

Pursuant to the duty of disclosure under 37 CFR §§ 1.56, 1.97 and 1.98,  
the Applicant requests consideration of this Information Disclosure Statement.

**Part I: Compliance with 37 C.F.R. § 1.97**

This Information Disclosure Statement has been filed before the mailing date of a  
first Office Action on the merits in the above-identified case.

No fee or certification is required.

**Part II: Information Cited**

The Applicant hereby makes of record in the above-identified application the  
information listed on the attached form PTO-1449 (modified). The order of presentation  
of the references should not be construed as an indication of the importance of the  
references.

**Part III: Remarks**

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 CFR § 1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 USC § 102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

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PATENTS

Attorney Docket No. KPB-002.01

IAP20 Rec'd PCT/PTO 09 JAN 2006

Please charge any additional fee occasioned by this paper to our Deposit Account

No. 06-1448, Reference KPB-002.01.

Respectfully submitted,

Date: January 9, 2006

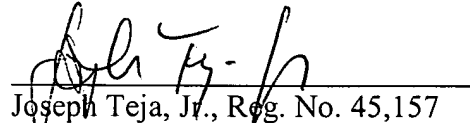
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Form PTO-1449 <b>INFORMATION DISCLOSURE CITATION</b> <b>IN AN APPLICATION</b> <i>(Use several sheets if necessary)</i>	Docket Number (Optional) KPB-002.01	Application Number Not yet assigned
	Applicant Suga et al.	
	Filing Date January 10, 2006	Group Art Unit Not yet assigned

807564051

IAP20 Rec'd PCT/PTO 09 JAN 2006

### U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6.126.611 A1	10/03/2000	Bourgeois et al.			

### FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO
	01/41868 A1	06/14/2001	WO				

### OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages Etc.)


EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.